

AGRICULTURAL LABOR RELATIONS BOARD
OFFICE OF THE EXECUTIVE SECRETARY
1325 J STREET, SUITE 1900
SACRAMENTO, CA 95814-2944
(916) 894-6840
FAX (916) 653-8750
Internet: www.alrb.ca.gov



STATE OF CALIFORNIA AGRICULTURAL LABOR RELATIONS BOARD
PUBLIC MEETING MINUTES
WEDNESDAY, SEPTEMBER 28, 2022
10:00 A.M.

1500 Capitol Avenue
Hearing Room 72.167
Sacramento, CA 95814

Board: Chair Victoria Hassid
Members Ralph Lightstone, Barry Broad, Cinthia Flores, and
Isadore Hall
Executive Secretary Santiago Avila-Gomez
Chief Board Counsel Todd Ratshin

General Counsel: Julia Montgomery

Administrative
Services Division: Brian Dougherty

Interpreter: Pamela Shepard Garcia

These meeting minutes include Appendices, which provide additional information about topics that were addressed during this ALRB Public Board Meeting. Each Appendix is referenced at the appropriate place within these Minutes.

Open Session

1. Call to Order
 - Board Chair Victoria Hassid called the meeting to order at 10:03 a.m.
 - Board Members Broad, Flores, Hall, and Lightstone present.
2. Approval of Minutes from Public Board Meeting, September 14, 2022
 - Board Member Broad moved to approve the minutes from Public Board Meeting, September 14, 2022.

- Board Member Hall seconded the motion.
 - Motion approved by 5 to 0.
3. Board Chair's Report – presented by Victoria Hassid
 - None.
 4. Executive Officer's Report on Elections, Unfair Labor Practice Complaints, and Hearings
 - See Appendix A.
 5. Litigation Report
 - See Appendix B.
 6. General Counsel's Report
 - Reported on a case in Fresno County.
 - Reported on outreach and participation with CalOSHA and Community-Based Organizations in Tulare, Siskiyou, Ventura, and Sonoma Counties.
 7. Division of Administrative Services Report
 - Reported on facility updates for the Visalia and Oxnard Offices, including conclusion of multi-year projects.
 8. Legislative Report
 - None.
 9. Regulations
 - None.
 10. Public Comment (The Board additionally solicits public comment after discussion of each agenda item of the open meeting.)
 - None.

Closed Session

The Board recessed into closed session.

Open Session

The Board reconvened the open session. No reportable action taken during closed session.

11. Announcements

- The next Public Board Meeting and Regional Directors' Meeting are on October 12, 2022.
- The Public Board Meeting on November 23rd is cancelled.
- The Public Board Meeting on Thursday, December 1st will be in Indio and will coincide with the Annual Farmworker Appreciation Breakfast the following day, December 2nd, in Calexico.
- The last Public Board Meeting of the year is December 14th.

12. Adjourn Meeting

- Meeting adjourned at 10:48 am.

APPENDIX A: EXECUTIVE SECRETARY'S REPORT

STATE OF CALIFORNIA

GAVIN NEWSOM, Governor

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ALRB PUBLIC MEETING EXECUTIVE OFFICER'S REPORT ELECTIONS, UNFAIR LABOR PRACTICE COMPLAINTS, AND HEARINGS

DATE: September 28, 2022
TO: Agricultural Labor Relations Board
FROM: Santiago Avila-Gomez, Executive Secretary

Complaint Settlement

1. *Sonoma Cho, LLC dba Flora Terra, 2022-CE-003-SAL et al.* (Proposed Formal Bilateral Settlement Agreement filed September 16, 2022)

Specification

1. *Tri-Fanucchi Farms, 2013-CE-008-VIS and 2013-CE-014-VIS* (40 ALRB No. 4; Amended Makewhole Specification filed September 22, 2022)

Pending Matters

1. *Sonoma Cho, LLC dba Flora Terra, 2022-CE-003-SAL et al.* (Proposed Formal Bilateral Settlement Agreement filed September 16, 2022)
2. *Lily's Green Garden, Inc., (2022) 48 ALRB No. 3* (September 8, 2022; Case Nos. 2020-CE-025-SAL & 2020-CE-037-SAL)
3. *St. Supery, Inc. dba St. Supery Vineyards & Winery, 2022-CE-015-SAL* (General Counsel's Request for Subpoena Enforcement filed August 26, 2022; Respondent's Opposition filed September 21, 2022)

APPENDIX B: LITIGATION REPORT

STATE OF CALIFORNIA

GAVIN NEWSOM, Governor

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ALRB PUBLIC MEETING LITIGATION REPORT

DATE: September 28, 2022

TO: Agricultural Labor Relations Board

FROM: Todd M. Ratshin, Chief Board Counsel

This report discusses updates and developments that have occurred in litigation matters involving the Board since its September 14, 2022 meeting.

Petitions for Writ of Review of Unfair Labor Practice Decisions

California Appellate Courts

► ***Smith Packing, Inc. v. ALRB***, Second District Court of Appeal, [Case No. B308102](#)

Summary: Petition for writ of review of the Board's decision in 46 ALRB No. 3, in which the Board found the employer unlawfully terminated a group of employees for engaging in concerted protected activity.

Status: On September 6, 2022, the court issued an order denying Smith Packing's petition for writ of review. The deadline to file any petition for review in the California Supreme Court was September 16. No petition was filed. This litigation now is final.